S.B.Cr.Misc. II Bail App. No. 5334/2007
(Kana Ram Vs. State of Rajasthan)

Date of order : 29/10/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Sumer Dan for the petitioner.
Mr. Ashok Upadhyay, Public Prosecutor.

This is second bail application.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

The first bail application came to be dismissed on 26.7.2007 with liberty to the petitioner to move a fresh bail application after statements of injured and doctor are recorded. Learned counsel for the petitioner has placed on record the statement of injured Chunaram PW-2 and statement of Doctor P.C.Vyas PW-1. Perused the statements.

Two injuries are simple in nature which are on the Hips and left hand. Regarding injury No.1 it has been stated that had there been infection it would have been grievous. It is not the case of the prosecution that the injury ultimately infected.

Looking to the facts and circumstances of the case and the fact that no bony injury alleged to have been caused, having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Kana Ram S/o Binja Ram be released on bail in CR No. 47/2007 P.S. Khinvsar (Nagaur), provided he executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP